

REMARKS

In the Office Action mailed March 8, 2006, claims 1-10 were rejected under 35 USC 101 as being directed to non-statutory subject matter as the independent claims 1 and 6 were directed to computation of data without any tangible and concrete practical application. Applicant respectfully traverses this rejection, and asserts that claims 1-5, as amended, are directed to a practical application, namely presenting the hierarchy of descriptors to a device requesting data. Applicant also requests cancellation of claims 6-10. Claims 1-13 also were rejected based on statutory type double patenting. Applicant has amended claims 1-13 to claim a computer program product rather than a method, which are patentably distinct inventions.

Claims 1-13 were rejected under 35 USC 102(e) as being unpatentable over US Patent 6,232,539 to Looney et al. (herein referred to as “Looney”). Applicant respectfully traverses this rejection.

As per claim 1, Examiner asserts that Looney discloses claim 1’s limitation of “compiling a list of containers, registering one or more fields within each said container, and arranging said containers into a hierarchy,” and cites Looney at column 2, lines 30-67. However, Looney does not disclose compiling a hierarchy of AV/C descriptor data. Claim 1 and claim 11 have been amended to include this limitation. As Looney teaches organizing songs into music categories that are cross-indexed with categories that are pre-defined within various fields of a database, but nowhere mentions AV/C descriptors, Applicant submits that Looney does not teach, disclose, nor otherwise suggest the organization of AV/C descriptors.

Respectfully submitted,
SIERRA PATENT GROUP, LTD.

Date: August 8, 2006

Sierra Patent Group, Ltd.
1657 Highway 395
Suite 202
Minden, Nevada 89423
Telephone: (775) 586-9500

/john w. crosby/

John W. Crosby
Reg. No. 49,058